

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Agriculture

11-401.

(a) In this subtitle[, ] the following words have the meanings indicated.

(B) "CALIBRATE" MEANS TO DETERMINE THE VALUE OF, TO MARK CORRECTLY, AND, WHEN APPROPRIATE, TO CORRECT ELEMENTS OF AN INDICATING SYSTEM OR OTHER DEVICE ON A MILK TANK.

[ (b) ] (C) "Cooperative" means a corporation or association as defined in the [ corporation law ] CORPORATION ARTICLE. A cooperative is a producer AND A PURCHASER within the provisions of this subtitle.

[ (c) ] (D) (1) "Hauler" means any person who owns, leases or otherwise uses one or more mobile receiving stations and is engaged in transporting milk or other fluid dairy products [from the producer to the purchaser or cooperative].

(2) "HAULER" INCLUDES ANY COOPERATIVE ENGAGED IN THE ACTIVITY OF A HAULER.

(3) "HAULER" DOES NOT INCLUDE:

(I) ANY AGENT OR EMPLOYEE OF THE OWNER, LESSEE, OR OTHER USER; OR

(II) ANY PERSON RECEIVING THE TRANSPORTATION SERVICES OF A MOBILE RECEIVING STATION THROUGH ITS OWNER, LESSEE, OR OTHER USER.

(E) "MILK OR OTHER FLUID DAIRY PRODUCTS" MEANS THE LACTEAL SECRETION OBTAINED FROM A COW AND ANY FLUID COMPONENT OF THE SECRETION, BEFORE ANY PROCESSING OR MANUFACTURING OTHER THAN CREAM SEPARATION PROCESSING.

[ (d) ] (F) "Producer" means any person who owns, controls, or operates a dairy herd for the production of milk OR OTHER FLUID DAIRY PRODUCTS to be sold or offered for sale.

[ (e) ] (G) "Purchaser" means the person who pays the producer or cooperative [association] representing any producer for [the] milk or other fluid dairy products.

[ (f) ] (H) "Receiving station" means any building, milk plant, or mobile unit where milk or other fluid dairy products are received from the producer, FROM A MOBILE UNIT, OR FROM ANOTHER CONTAINER USED TO TRANSPORT MILK.

[ (g) ] (I) "Sample" means the portion of [the